

C.M.P.No.32307 of 2025  
in  
CMA No.3858 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

**DATED: 19-01-2026**

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CORAM

**THE HONOURABLE MRS.JUSTICE K. GOVINDARAJAN  
THILAKAVADI**

**C.M.P.No.32307 of 2025  
in  
CMA No.3858 of 2025**

The Manager,  
New India Assurance Co. Ltd,  
No.75/E, II Floor,  
Sri Krishna Enclave, 3<sup>rd</sup> Floor,  
Tiruchirapalli – 620 018.

Appellant

Vs.

1. Selvi  
2. Dharmaraj Transports,  
B25, II Cross Street,  
Thillai Nagar,  
Tiruchirapalli – 620 018.

Respondents

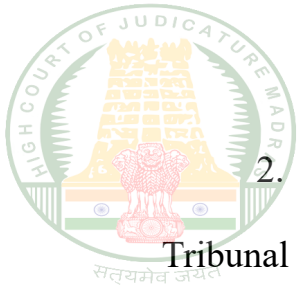
**PRAYER**

To order stay all further proceedings in pursuance of the award passed in M.C.O.P.No.132 of 2023 dated 08.08.2025 made on the file of the Principal District Judge, MACT, Perumbalur, pending disposal of the above C.M.A.

For Appellant(s) : Mr. T.Jayaraman

**ORDER**

This Civil Miscellaneous Appeal is preferred to set aside the award in M.C.O.P.No.132 of 2023 dated 08.08.2025 made on the file of the Principal District Judge, MACT, Perumbalur.



2. The learned counsel for the appellant submitted that the learned Tribunal erred in passing a judgment and order for compensation of Rs.31,38,672/- with 7.5% interest per annum from the date of petition i.e. 06.11.2022 till the date of deposit, wherein the deceased was a passenger in the 1<sup>st</sup> respondent bus bearing Reg.No.TN-45-CA-7297 and the accident happened due to the negligence of the deceased as he was under the influence of alcohol and was sitting in a careless manner, thereby fell down and sustained injuries and died on 06.01.2022. The 2<sup>nd</sup> respondent bus was parked adhering the traffic rules. The 1<sup>st</sup> respondent is the wife of the deceased. Hence, prayed for staying all further proceedings in the above M.C.O.P.

3. Considering the facts and circumstances of the case, this Court is inclined to grant interim stay in the above matter on a condition that the appellant/Insurance Company shall deposit 50% of the amount awarded by the Tribunal to the credit of M.C.O.P.No.132 of 2023 dated 08.08.2025 made on the file of the Principal District Judge, MACT, Perumbalur, within a period of four weeks from the date of receipt of a copy of this order, failing which, the order of stay granted by this Court shall stand vacated automatically without further reference to this Court. The claimant/1<sup>st</sup> respondent is permitted to withdraw the said amount.



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4. Notice to the respondents returnable by 20.02.2026. Private notice is also permitted.

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5. List on 20.02.2026.

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vsn

**K.GOVINDARAJAN THILAKAVADI J.**  
vsn

**C.M.P.No.32307 of 2025 in  
CMA No. 3858 of 2025**



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